



NEVADA DIVISION OF
**ENVIRONMENTAL
PROTECTION**

Workshop Notice to Solicit Comments on a Proposed Bid Resolution, a Proposed Proof of Payment Resolution and Amendments to the existing Cost Guidelines Resolution

Pursuant to NRS 590.830.3, the Nevada Board to Review Claims (Board) has the authority to adopt resolutions necessary to carry out its duties. NDEP is proposing two new policy resolutions and amendments to an existing policy resolution. The following workshops have been scheduled to discuss the general subjects described below.

A workshop agenda is attached.

June 3, 2015

9:00 AM to 12:00 PM

**Airport Plaza Hotel
1981 Terminal Way
Reno, Nevada 89502**

June 4, 2015

9:00 AM – 12:00 PM

**Grant Sawyer Building
Gaming Control Board
555 E. Washington Ave., Ste. 2450
Las Vegas, Nevada 89101**

Please RSVP at ndep_spf@mcgin.com

During the March 2015 Petroleum Fund Board meeting, NDEP informed the Board that various program reforms will be taking place. The proposed resolutions and resolution amendments are intended to affect program improvements. A summary of the proposed changes are as follows:

Bid Policy Resolution

This proposed resolution will require certification statements to be signed by each contractor/vendor who provides a bid as well as by the CEM and owner/operator responsible for selection of the bid and submittal to NDEP. The resolution will also require NDEP to review the bid package prior to contracted work being initiated/product being purchased for bids exceeding \$25,000.00. Also for discussion are ineligible contractor costs.

Proof of Payment Resolution

This proposed resolution will better align NDEP with NAC 590.780.4 and NAC 590.780.5. The proposed resolution requires the direct recipient of Fund payments to provide documentation (Proof of Payment) within 30 days of receiving payment from the Fund, that all consultants/contractors/vendors have been paid. If the Proof of Payment is submitted after the 30 day deadline or anytime thereafter, claims will not be approved by the Board until the second Board meeting following the Proof of Payment submittal.

For example, if a Proof of Payment for the June 2015 meeting is submitted 32 days after receipt of Fund payment, a subsequent claim for that facility submitted for the September 2015 Board meeting will not go before the Board for approval until the December 2015 meeting. The December 2015 meeting is the second Board meeting following NDEP receipt of Proof of Payment.

In addition, the resolution will restate NAC 590.780.5, requiring the recipient of the Fund payment to pay all consultants/contractors/vendors within 30 days of receiving payment from the Fund or else reimburse that money back to the Fund.

Cost Guidelines Resolution

This resolution currently exists and was last updated in 2012. A list of proposed amendments includes but is not limited to:

- NTEP Process (Submit NTEP and receive NDEP concurrence prior to conducting work)
- Bid Process
- Written Records Retention
- Timesheets
- Reimbursable costs versus Non-Reimbursable costs
- Other items of concern

PLEASE NOTE THERE WILL BE 1.5 CONTINUING EDUCATION UNITS (CEU) FOR NEVADA LICENSED WELL DRILLERS WHO ATTEND.

The proposed amendments will be available at the workshop and on the NDEP website on the day of the workshop. A copy of materials relating to the proposed regulations may also be obtained from Mrs. Victoria Joncas at NDEP, 901 Street Stewart Street, Suite 4001, Carson City, NV 89701; (775) 687-9369; or e-mail vjoncas@ndep.nv.gov.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify Mrs. Victoria Joncas no later than 3 working days before the workshop.

This notice has been posted at the Nevada Division of Environmental Protection offices in Carson City and Las, Vegas. 05/18/15



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Public Workshop on a Proposed Bid Resolution, a Proposed Proof of Payment Resolution and Amendments to the existing Cost Guidelines Resolution

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AGENDA

1. Welcome, introductions.
2. Public Comment (For Discussion)
Members of the public will be invited to speak; however no action will be taken by NDEP at this Public Workshop.
3. Presentation of Proposed New Resolution regarding the Bid Process (For Discussion)
4. Presentation of Proposed New Resolution regarding Proof of Payment (For Discussion)
5. Presentation of Proposed Amendments to the Certified Environmental Manager Cost Guidelines (For Discussion)
6. Public Comments (For Discussion)
Members of the public will be invited to speak; however no action will be taken by NDEP at this Public Workshop.
7. Adjourn
 - Public comment may be limited to five minutes per person at the discretion of NDEP. NDEP reserves the right to dispense with repetitive comments on a given topic.

Members of the public who are disabled and require special accommodations or assistance at the Workshop are requested to notify Mrs. Victoria Joncas at 775-687-9369; or e-mail vjoncas@ndep.nv.gov, at least 3 days in advance of the Workshop.

The proposed agenda is posted on the NDEP website at
<http://ndep.nv.gov/bca/fundhome.htm>

The agenda is also posted at the NDEP offices in Carson City and Las Vegas.
05/18/15